

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1001 be amended to read as follows:

Page 74, line 29, after "at-risk programs" insert ", **and the state flexible grant for elementary and secondary education program**".

Page 168, between lines 46 and 47, begin a new paragraph and insert:

"SECTION 151. IC 20-10.1-4.6-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2000]:

Sec. 5. The program organizer may request the approval from the department ~~for the following:~~

~~(1) To receive the grant for alternative education programs under IC 21-3-11;~~

~~(2) to be granted waivers from rules adopted by the state board that may otherwise interfere with the objectives of the alternative education program, including waivers of:~~

~~(A) (1) certain high school graduation requirements;~~

~~(B) (2) the length of the student instructional day as set forth in IC 20-10.1-2-1(b);~~

~~(C) (3) required curriculum and textbooks;~~

~~(D) (4) teacher certification requirements; and~~

~~(E) (5) physical facility requirements.~~

SECTION 152. IC 20-10.1-17-1.8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]:

Sec. 1.8. As used in this chapter, "program" refers to the remediation ~~grant~~ program established under this chapter.

SECTION 153. IC 20-10.1-17-4.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]:

Sec. 4.5. (a) The remediation ~~grant~~ program is established ~~to provide grants to school corporations~~ for the following:

(1) Remediation of students who score below state proficiency standards.

(2) Preventive remediation for students who are at risk of falling below state achievement standards.

(3) For students in a freeway school or freeway school corporation who are assessed under a locally adopted assessment program under IC 20-5-62-6(7):

(A) remediation of students who score below proficiency standards under the locally adopted assessment program; and

(B) preventive remediation for students who are at risk of falling below achievement standards under the locally adopted assessment program.

(b) The department shall ~~do the following~~:

~~(1) Subject to section 5.5 of this chapter, develop a formula to be approved by the state board of education; reviewed by the state budget committee; and approved by the budget agency for the distribution of grants to school corporations;~~

~~(2) Distribute grant funds according to the formula;~~

~~(3) Determine standards for remediation programs to be funded under the program;~~

~~(4) administer the program.~~

SECTION 154. IC 20-10.1-17-7.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]:

Sec. 7.5. (a) The governing body of a school corporation may establish a remediation program or a preventive remediation program under this chapter for all students who fall below the educational proficiency standards described in IC 20-10.1-16. ~~The governing body shall spend money under this chapter for direct remediation or direct preventative remediation services for students.~~

(b) If the governing body decides to establish a remediation program or a preventive remediation program under this chapter, the governing body must:

(1) subject to subsection (c), determine the type of program that best fits the needs of the students of the school corporation; and

(2) adopt guidelines for:

(A) procedures for determining student eligibility for a program; and

(B) implementation of the program.

(c) If the governing body decides to offer a preventive remediation program, the program shall give consideration to including a reading recovery program.

SECTION 155. IC 20-10.1-25-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec.

1. (a) The educational technology program and fund ~~is~~ **are** established for the purpose of providing and extending educational technologies to elementary and secondary schools. ~~for:~~ **The program consists of:**

(1) the 4R's technology ~~grant~~ program to assist school corporations (on behalf of public schools) in purchasing technology equipment:

(A) for kindergarten and grade 1 students, to learn reading, writing, and arithmetic using technology;

(B) for students in all grades, to understand that technology is a tool for learning; and

(C) for students in kindergarten through grade 3 who have been identified as needing remediation, to offer daily remediation opportunities using technology to prevent those students from failing to make appropriate progress at the particular grade level;

(2) providing educational technologies, including computers in the homes of students;

(3) conducting educational technology training for teachers; and

(4) other innovative educational technology programs.

(b) ~~The department may also utilize~~ Money in the fund **may only be used by the department** under contracts entered into with the Indiana department of administration and the state data processing oversight commission to study the feasibility of establishing an information telecommunications gateway that provides access to information on employment opportunities, career development, and instructional services from data bases operated by the state among the following:

(1) Elementary and secondary schools.

(2) Institutions of higher learning.

(3) Vocational educational institutions.

(4) Libraries.

(5) Any other agencies offering education and training programs.

(c) The fund consists of:

(1) state appropriations;

(2) private donations to the fund;

(3) money directed to the fund from the corporation for educational technology under IC 20-10.1-25.1; or

(4) any combination of the amounts described in subdivisions (1) through (3).

(d) The program and fund shall be administered by the department.

(e) Unexpended money appropriated to or otherwise available in the fund for the department's use in implementing the program under this chapter at the end of a state fiscal year does not revert to the state general fund but remains available to the department for use under this chapter.

(f) Subject to section 1.2 of this chapter, a school corporation may use money from the school corporation's capital projects fund as permitted under IC 21-2-15-4 for educational technology equipment.

SECTION 156. IC 20-10.1-25-1.2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]:
Sec. 1.2. (a) Notwithstanding any other law and beginning July 1, 1993, a school corporation is not entitled to:

(1) ~~receive any money under this chapter or IC 20-10.1-25.1;~~

~~(2) use money from the school corporation's capital projects fund for educational technology equipment under IC 21-2-15-4; or~~

~~(3) (2) receive an advance from the common school fund for an educational technology program under IC 21-1-5;~~

unless the school corporation develops a five (5) year technology plan.

(b) Each technology plan must include at least the following information:

(1) A description of the school corporation's intent to integrate technology into the school corporation's curriculum.

(2) A plan for providing inservice training.

(3) A schedule for maintaining and replacing educational technology equipment.

(4) A description of the criteria used to select the appropriate educational technology equipment for the appropriate use.

(5) Other information requested by the department after consulting with the budget agency.

(c) The department shall develop guidelines concerning the development of technology plans. The guidelines developed under this subsection are subject to the approval of the governor.

SECTION 157. IC 21-3-4.5-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 2. (a) For purposes of this section, "debt service" does not include interest on temporary borrowing made in anticipation of the receipt of tax revenues or state tuition support distributions under IC 20-5-4-8.

(b) Each school corporation ~~shall~~ **may** use the **no more than forty dollars (\$40) per ADM of the state tuition support** distribution in the following manner:

(1) The school corporation may use for its current operating expenses no more than the greatest total dollars it used for operating expenses from the ADA flat grant distribution account in any of the following calendar years: 1973 through 1993.

(2) The school corporation, if it has debt service, shall use for debt service any remaining amount in the distribution after subtracting any amount used under subdivision (1).

(3) The school corporation may use for the capital projects fund or current operating expense any remaining amount in the distribution after subtracting the amount used under subdivision (2).

(c) The budgets of the various school corporations must reflect the anticipated receipts from the state ADA flat grant distribution account. Appropriations shall be made as other appropriations are made.

SECTION 158. IC 21-3-12 IS ADDED TO THE INDIANA CODE AS A **NEW CHAPTER** TO READ AS

1 FOLLOWS [EFFECTIVE JULY 1, 1999]:

2 **Chapter 12. State Flexible Grant for Elementary and Secondary Education**

3 **Sec. 1. Each school corporation is entitled to receive a grant from appropriations made for distribution**
 4 **under this chapter to use for one (1) or more of the following programs:**

- 5 (1) Alternative schools.
- 6 (2) Class size reduction.
- 7 (3) Computer learning and training.
- 8 (4) Early intervention and reading recovery.
- 9 (5) Education services center support.
- 10 (6) Gifted and talented children.
- 11 (7) Professional development.
- 12 (8) Remediation.
- 13 (9) School improvements.
- 14 (10) School libraries.
- 15 (11) Special education preschool.
- 16 (12) Summer school.
- 17 (13) Technology programs.
- 18 (14) Textbooks and financial assistance.
- 19 (15) The 4Rs program.
- 20 (16) Half day or full day kindergarten.
- 21 (17) English as a second language program.

22 **Sec. 2. Money distributed under this chapter may not be used for the following:**

- 23 (1) Athletics.
- 24 (2) Base salaries for school personnel.
- 25 (3) To determine:
- 26 (A) the maximum permissible general fund ad valorem property tax levy under IC 6-1.1-19-1.5; or
- 27 (B) tuition support under IC 21-3-1.6;
- 28 for a school corporation.

29 **Sec. 3. (a) The state flexible grant amount for each school corporation is the following:**

- 30 (1) For the last six (6) months of 1999, sixty-three dollars (\$63) multiplied by the school corporation's
- 31 ADM.
- 32 (2) For calendar year 2000, one hundred sixty dollars (\$160) multiplied by the school corporation's
- 33 ADM.
- 34 (3) For calendar year 2001, two hundred dollars (\$200) multiplied by the school corporation's ADM.
- 35 (b) The distributions shall be made to school corporations at the same time state tuition support
- 36 distributions are made and shall be paid from appropriations for state tuition support, subject to
- 37 IC 21-3-1.7-9.

- 1 SECTION 159. THE FOLLOWING ARE REPEALED [EFFECTIVE JULY 1, 1999]: IC 20-10.1-16-11;
2 IC 20-10.1-17-5.5; IC 20-10.1-17-6.5; IC 20-10.1-25-2.1; IC 20-10.1-25-4; IC 21-3-11."
3 Renumber all SECTIONS consecutively.
 (Reference is to HB 1001 as printed February 22, 1999.)

Representative Buck